

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 18, 2002**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., O'Leary, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL HANSPETER DENZLER
No. v.
G028453 IRWIN GELLMAN

Merits. Cause called. John K. Saur argues for appellant. Allan P. Leguay argues respondent. Cause submitted.

CIVIL GARY DAPELO et al.
No. v.
G030354 NANCY CEDERWALL

Merits. Cause called. Robert L. Conn argues for appellant. Dean E. Dennis argues for respondents. Cause submitted.

CIVIL JOHANN INC.
No. v.
G030087 CITY MOTORS, INC. et al.

Merits. Cause called. Robert E. Gentino argues for appellant. Thomas G. Kieviet argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 18, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., and Bedsworth, J. M. Urena, Deputy Clerk attending.

CIVIL CHRISTOPHER JOHNSEN et al.
No. v.
G028188 TRANSPORTATION INSURANCE CO. et al.

Merits. Cause called. Leonard Steiner argues for appellants. Ram F. Cogan argues for respondents. Cause submitted.

CIVIL CATALINO OLAIRES, JR.
No. v.
G026221 TECHNICAL CABLE CONCEPTS.
G026650

Merits. Cause called. Peter F. Musielski argues for appellant and cross-respondent Catalino Olaires. Jeffrey W. Virden argues for appellants and cross-respondents CCS et al. Margaret K. Maas argues for respondents and cross-appellants Technical Cable Concepts et al. Cause submitted.

CIVIL ENTECH INSTRUMENTS, INC.
No. v.
G029369 APACHE ANALYTICS, INC.

Merits. Cause called. John Jurkovich argues for appellants Apollo Analytics et al. James W. Han argues for appellant Apache Analytics, Inc. Steven R. Young argues for respondent. Cause submitted.

CIVIL BADI GAMMOH
No. v.
G029347 CITY OF ANAHEIM

Merits. Cause called. Stuart Miller argues for appellant. Moses W. Johnson, Deputy City Attorney argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 18, 2002 (Cont'd)**

CIVIL SOUTH PACIFIC INC. et al.
No. v.
G028467 THERESA NGO et al.

Merits. Cause called. Drago Campa and Theresa Ngo argue for appellants.
John C. Conway argues for respondents. Cause submitted.

CIVIL SOUTH PACIFIC IMPORT, INC. et al.
No. v.
G029740 THERESA NGO et al.

Merits. Cause called. Drago Campa and Theresa Ngo argue for appellants.
John C. Conway argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 18, 2002 (Cont'd)**

CIVIL No. G028307	CUSTOM COASTERS INTERNATIONAL, INC. v. R.E. COULTER CRANE & RIGGING, INC.	Not for publication
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Opinion filed. Judgment reversed.

Bedsworth, J.

We concur: Sills, P.J.
O'Leary, J.

CRIM No. G029002	THE PEOPLE v. JOSE BEAS, JR.	Not for publication
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Opinion filed. Judgment reversed and remanded.

O'Leary, J.

We concur: Bedsworth, Acting P.J.
Moore, J.

CIVIL No. G029114	RONALD CHANG et al. v. SUMEC HARDWARE & TOOLS CO., LTD., et al.	Not for publication
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Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
Bedsworth, J.

CIVIL No. G029206	OSWALD & YAP v. DISTRICT COUNSEL et al.	Not for publication
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Opinion filed. Judgment reversed.

Rylaarsdam, J.

We concur: Sills, P.J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 18, 2002 (Cont'd)**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G029236	PAUL JUNIOR RAMIREZ, MATTHEW	
G029333	SANDOVAL, and MARK SANDOVAL	

Opinion filed. Judgments affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
Bedsworth, J.

CIVIL	SPIEKER PROPERTIES, L.P.	Not for publication
No.	v.	
G029277	BARBARA BUNTE	

Opinion filed. Judgment affirmed in part and reversed in part.

Moore, Acting P.J.

We concur: Aronson, J.
Fybel, J.

CIVIL	LAURA L.	Not for publication
No.	v.	
G031036	THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY et al.	

Opinion filed. Petition denied.

Moore, J.

We concur: Sills, P.J.
O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 18, 2002 (Cont'd)**

CIVIL
No.
G031127

DANIEL H. GUTMAN
v.
THE SUPERIOR COURT OF
ORANGE COUNTY;
LANETTE GUTMAN

Not for publication

Opinion filed. Petition granted.

By the Court
Before Rylaarsdam, Acting P.J., O'Leary, J., and Moore, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 19, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., Bedsworth, J., O'Leary, J., and Moore, J. M. Urena, Deputy Clerk attending.

CIVIL SOCIAL SERVICES AGENCY
No. v.
G030656 ROSALINO B. et al.

Merits. Cause called. Richard Pfeiffer argues for appellant Rosalino B. Kate M. Chandler made no appearance for appellant Angela A. Jeannie Su, Deputy County Counsel argues for respondent. Marsha F. Levine argues for the minors. Cause submitted.

CIVIL GEORGE AUGUST
No. v.
G027545 CARY PODELL et al.

Merits. Cause called. Kent J. Kinonian argues for appellant. Jeffrey D. Pearlman argues for respondents. Cause submitted.

CIVIL JEFFREY GRAHAM
No. v.
G029329 KATHERINE GRAHAM

Merits. Cause called. David W. Shores argues for appellant. Jeffrey W. Doeringer argues for respondent. Cause submitted.

CIVIL JOAN TODISCO
No. v.
G029341 EVAN BURGE

Merits. Cause called. Joel Spence argues for appellant. Natalie Kouyoumdjian argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 19, 2002 (Cont'd)**

CIVIL MARK MERS et al.
No. v.
G026637 FRY'S ELECTRONICS, INC.

Merits. Cause called. James D. Claytor argues for appellant. Martin W. Anderson argues for respondents. Cause submitted.

CIVIL ANGELA RUELAS
No. v.
G030132 STEVEN MYERS et al.

Merits. Cause called. Francis T. Donohue argues for appellant. John R. Hanson argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 19, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL GEOFFREY SIVE
No. v.
G030586 SAMA HASSO

Merits. Cause called. Daniel H. McLinden argues for petitioner. Stephen W. Johnson argues for respondent. Cause submitted.

CIVIL JAMES BOOTH
No. v.
G030108 TOBY SPIEGEL-SPRAGUE

Merits. Cause called. James C. Booth argues for appellant. Elva C. Wallace argues for respondent. Cause submitted.

CIVIL ANGELINA A.
No. v.
G031059 SUPERIOR COURT;
 SOCIAL SERVICES AGENCY

Merits. Cause called. Paul DeQuattro, Deputy Public Defender argues for petitioner. Thomas F. Morse, Deputy County Counsel argues for real party in interest. Karen J. Dodd argues for real party in interest minor. Cause submitted.

CIVIL LAGUNA HEIGHTS DEVELOPMENT CO.
No. v.
G028962 UNION BANK OF CALIFORNIA

Merits. Cause called. Appellant Kang-Shen Chen argues on his own behalf. Robert J. Horn argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 19, 2002 (Cont'd)**

CIVIL KANG-SHEN CHEN.
No. v.
G030014 UNION BANK OF CALIFORNIA

Merits. Cause called. Appellant Kang-Shen Chen argues on his own behalf. Bernard E. Lesage argues for respondent. Cause submitted.

CIVIL U.K. ABBA PRODUCTS INC.
No. v.
G028565 NORTHBROOK NATIONAL INS. CO.

Merits. Cause called. John A. Belcher argues for appellant. Larry P. Nathenson argues for respondent Northbrook National Insurance. Mark Israel argues for respondent Nationwide Indemnity Co. Alan H. Barbanel argues for respondent General Star Indemnity Co. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 19, 2002 (Cont'd)**

CIVIL	TRANSPHASE SYSTEMS, INC.	Not for publication
No.	v.	
G025948	SOUTHERN CALIFORNIA EDISON COMPANY	

Opinion filed. Judgment is affirmed in part and reversed in part.
Bedsworth, J.

We Concur: Rylaarsdam, Acting P.J.
O'Leary, J.

CIVIL	TRW, INC.	Not for publication
No.	v.	
G028592	COLETEL FAB & WELD, INC.	

Opinion filed. Judgment is affirmed.

Rylaarsdam, J.

We Concur: Sills, P.J.
O'Leary, J.

CIVIL	ACME PETROLEUM, INC.	Not for publication
No.	v.	
G028901	J.E. DEWITT, INC., et al.,	

Opinion filed. Judgment is affirmed.

Aronson, J.

We Concur: Bedsworth, Acting P.J.
Fybel, J.

CIVIL	MAGNA ENTERPRISES, INC.	Not for publication
No.	v.	
G029055	FIDELITY NATIONAL TITLE INSURANCE COMPANY	

Opinion filed. Judgment is affirmed.

O'Leary, J.

We Concur: Sills, P.J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 19, 2002 (Cont'd)**

CIVIL
No.
G030629

ORANGE COUNTY SOCIAL
SERVICES AGENCY
v.
ALFREDO E.

Not for publication

Opinion filed. Order is reversed with directions.

Aronson, J.

We Concur: Sills, P.J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 20, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., O’Leary, J., and Moore, J. A. Cajigal, Deputy Clerk attending.

CIVIL JOSEFINA GONZALEZ
No. v.
G029946 ALCOHOLIC BEVERAGES CONTROL APPEALS

Merits. Cause called. Armando H. Chavira argues for petitioner. Chris A. Knudsen argues for respondent. Cause submitted.

CIVIL JEAN GRAHAM
No. v.
G027854 AUTOMOBILE CLUB OF SOUTHERN CALIFORNIA

Merits. Cause called. George W. Abele argues for appellant. Cecil E. Ricks argues for respondent. Cause submitted.

CIVIL JOHN GUERIN
No. v.
G029885 21st CENTURY INSURANCE CO.

Merits. Cause called. John Guerin argues for appellant. David J. Ozeran argues for respondent. Cause submitted.

CIVIL ROBERT IZENBERG
No. v.
G029775 ST. JOSEPH HOSPITAL AFFILIATED PHYSICIANS et al.

Merits. Cause called. Peter M. Stone argues for appellant St. Joseph Affiliated Physicians et al. Richard B. Specter argues for appellant St. Joseph Hospital Orange Co. Lin M. Meyer argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 20, 2002 (Cont'd)**

CIVIL PUTTING COURSES OF AMERICA
No. v.
G029554 ORANGE COUNTY SUPERIOR COURT;
 CROW WINTHROP DEVELOPMENT LIMITED PARTNERSHIP et al.

Merits. Cause called. Richard S. Berger and Gary S. Mobley argue for petitioner. Joel S. Miliband argues for real parties in interest. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 20, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O'Leary, Acting P.J., Moore, J., and Fybel J. M. Urena, Deputy Clerk attending.

CRIM THE PEOPLE
No. v.
G028610 JOSEPH DURAN et al.

Merits. Cause called. Richard D. Miggins present for appellant Joseph Duran. Carl Fabian argues for appellant Jerimichael Cooley. Garrett Beaumont, Deputy Attorney General argues for respondent. Cause submitted.

CIVIL VICTOR HUERTA
No. v.
G028846 DONALD DeFEO

Merits. Cause called. Timothy A. Black argues for appellant. Tracy L. Turner argues for respondent. Cause submitted.

CIVIL KATHRYN WHITE
No. v.
G030100 MARK DORIAN et al.

Merits. Cause called. Nicholas P. Iavarone argues for appellants. Laurence D. Jackson argues for respondent. Cause submitted.

CIVIL KATHRYN WHITE
No. v.
G029635 MATHEW COLEMAN et al.

Merits. Cause called. Douglas G. Benedon argues for appellants. Laurence D. Jackson argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 20, 2002 (Cont'd)**

CIVIL KATHRYN WHITE
No. v.
G029402 BALIS, LEWITTES & COLEMAN, Inc. et al.

Merits. Cause called. Nicholas P. Iavarone argues for appellants Ballis, Lewittes & Coleman, Inc. et al. Kelley B. Poleynard argues for appellants David Doerge et al. Laurence D. Jackson argues for respondent. Cause submitted.

CIVIL SAN JOAQUIN COMMUNITY HOSPITAL
No. v.
G029327 PACIFICARE OF CALIFORNIA et al.

Merits. Cause called. Henry R. Fenton argues for appellant. Peter Roan argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 20, 2002 (Cont'd)**

CIVIL No. G027425	LAKE FOREST II MASTER HOMEOWNERS ASSOCIATION v. DIANE GAIL STRETTON	Not for publication
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
O'Leary, J.

CRIM No. G027429	THE PEOPLE v. WILLIE HUBERT KNOX III	Not for publication
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Opinion filed. Judgment reversed and remanded with directions.
O'Leary, J.

We concur: Sills, P.J.
Bedsworth, J.

CIVIL No. G028454	MICHAEL STEPHEN STRETTON III v. HAROLD LAFLAMME et al.; DIANE GAIL STRETTON	Not for publication
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Opinion filed. Order affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 21, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., O'Leary, J., and Aronson, J. M. Urena, Deputy Clerk attending.

CIVIL	STEPHEN YUN
No.	v.
G030016	UBID, INC.

Merits. Cause called. Juli W. Marshall argues for appellant. Morse Mehrban argues for respondent. Cause called.

CIVIL	PARADISE BROADCASTING, INC
No.	v.
G029405	CHRIS KIDD

Merits. Cause called. Michael P. Balaban argues for appellant. Gregory N. Morse argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 21, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., O'Leary, J., and Moore, J. M. Urena, Deputy Clerk attending.

CIVIL RON OPENSHAW
No. v.
G030212 JORGE LUHAN

Merits. Cause called. Timothy L. Brictson argues for appellant. Michele L. Jackson argues for respondent. Cause submitted.

CIVIL KIRK EVANS
No. v.
G030788 ORANGE COUNTY SUPERIOR COURT;
STATE OF CALIFORNIA

Merits. Cause called. Randall S. Waier argues for petitioner. Thomas E. Gibbs argues for real parties in interest. Cause submitted.

CIVIL HENRY MENDOZA
No. v.
G030134 PAMELA ROBERTS

Merits. Cause called. Christine Baran argues for appellant. Robert H. Gonzales argues for respondents. Cause submitted.

CIVIL DAVID ELLSTROM et al.
No. v.
G029937 STATE OF CALIFORNIA et al.

Merits. Cause called. Dale M. Fiola argues for appellants. Mark V. Santa Romana, Deputy Attorney General argues for respondents. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 21, 2002 (Cont'd)**

CIVIL MICHAEL RYAN
No. v.
G029725 COUNTY OF ORANGE et al.

Merits. Cause called. Thomas Johnson argues for appellant. Carol A. Z. Boyd, Deputy Attorney General argues for respondents State of California et al. Christina M. Sprenger argues for respondent County of Orange.

CIVIL FRANKLIN MORTGAGE CAPITAL CORP.
No. v.
G028753 SECURITY SAVING

Merits. Cause called. Jan T. Chilton argues for appellant. Gary S. Mobley argues for respondents Security Saving et al. Stephen F. Dial argues for respondent Guang-Shi Lin. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 21, 2002 (Cont'd)**

CRIM No. G028325	THE PEOPLE v. GERARDO PEREZ	Certified for publication
Order filed modifying opinion and denying petition for rehearing; no change in judgment.		
		Moore, J.
We concur: Sills, P.J. O'Leary, J.		
CIVIL No. G029298	EBRAHIM DUEL et al. v. LATINO HEALTH SERVICES MEDICAL GROUP, INC., et al.	Not for publication
Opinion filed. Judgment affirmed.		
		Bedsworth, Acting P.J.
We concur: Aronson, J. Fybel, J.		
CIVIL No. G031002	MRF-CARBON CANYON v. CITY OF BREA et al.	Not for publication
Opinion filed. Judgment reversed.		
		By the Court
Before Sills, P.J., Rylaarsdam, J., and O'Leary, J.		
CIVIL No. G031059	ANGELINA A. v. THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY et al.	Not for publication
Opinion filed. Petition denied.		
		Aronson, J.
We concur: Sills, P.J. Fybel, J.		

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 22, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL CALIFORNIA TEACHERS ASSOCIATION et al.
No. v.
G029991 GOVERNING BOARD OF HUNTINGTON BEACH
 UNION HIGH SCHOOL DISTRICT et al.

Merits. Cause called. David C. Larsen argues for appellants. Charles R. Gustafson argues for respondents. Cause submitted.

CIVIL DANIEL WILLIAMS et al.
No. v.
G029601 UNIVERSITY OF CALIFORNIA IRVINE

Merits. Cause called. William H. Kerry argues for appellants. Stanley D. Saltzman argues for respondent. Cause submitted.

CIVIL RONALD DEGRYSE
No. v.
G030073 DEBORAH SNYDER
G030726

Merits. Cause called. Jeffrey W. Doeringer argues for appellant. Richard A. Derevan argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 22, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., and Aronson, J. M. Urena, Deputy Clerk attending.

CIVIL PYROVEST CORPORATION

No. v.

G028421 ANAHEIM PLAZA et al.

G029127

Merits. Cause called. Frank C. Rothrock argues for appellant and cross-respondent. David A. Robinson argues for respondents and cross-appellants. Cause submitted.

CIVIL EXCEL POINTE ANAHEIM et al.

No. v.

G030561 PYROVEST CORPORATION

Merits. Cause called. Kenneth P. White argues for appellant. James M. Harris argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 22, 2002 (Cont'd)**

CRIM	THE PEOPLE	Certified for publication
No.	v.	
G024042	SALVADOR MARTINEZ	

G030316	In re SALVADOR MARTINEZ on Habeas Corpus.
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Opinion filed. Judgment reversed and remanded. Petition granted.
Sills, P.J.

We concur: O’Leary, J.
Aronson, J.

CIVIL	RYAN M. PATCH et al.	Not for publication
No.	v.	
G026953	WILLIAM B. HANLEY et al.	

Opinion filed. Judgment reversed in part with directions, modified in part,
and affirmed as modified.

Rylaarsdam, Acting P.J.

We concur: Bedsworth, J.
Fybel, J.

CIVIL	KENNETH O. HILL et al.	Not for publication
No.	v.	
G027876	ST. JOHN KNITS, INC., et al. MISHEL S. TEHRANI	

Opinion filed. Appeal from judgment dismissed. Postjudgment order
affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
November 22, 2002 (Cont'd)**

CIVIL	DOROTHY L. LICORISH	Not for publication
No.	v.	
G028516	KENRICK A. LICORISH	

Opinion filed. Judgment affirmed.

Fybel, J.

We concur: Bedsworth, Acting P.J.
Aronson, J.

CIVIL	JAMES B. SHEA	
No.	v.	
G028955	HOUSEHOLD BANK (SB), NATIONAL ASSOCIATION	

Order filed. Under rule 22.5, California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date. The reason submission is vacated is to allow additional time for preparation of the court's opinion.

Rylaarsdam, J.

I concur: Sills, P.J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G029598	TIMOTHY R.	

Opinion filed. Judgment affirmed as modified.

Fybel, J.

We concur: Rylaarsdam, Acting P.J.
O'Leary, J.

CIVIL	PATRICIA A. HANSEN, as Personal Representative, etc.	Not for publication
No.	v.	
G029672	LOREN PETER HANSEN	

Opinion filed. Judgment affirmed.

Fybel, J.

We concur: Bedsworth, Acting P.J.
Aronson, J.

